



THE COUNCIL OF THE CITY OF BINGHAMTON  
STATE OF NEW YORK

Date: February 20, 2013

Sponsored by Council Members: Mihalko, Motsavage, Matzo, Rennia, Papastrat, Berg, Webb

Introduced by Committee: Planning

ORDINANCE

*entitled*

AN ORDINANCE AUTHORIZING THE MAYOR  
TO TRANSFER THE MACARTHUR SCHOOL  
PROPERTY TO THE CITY SCHOOL DISTRICT  
OF THE CITY OF BINGHAMTON

WHEREAS, Archibald MacArthur, by Warranty Deed dated July 31, 1948, recorded in the Broome County Clerk's Office on August 25, 1948, in Book 687 of Deeds at page 181, transferred certain real property now known as 1131 Vestal Avenue, Binghamton, New York, Tax Parcel No. 160.71-1-1, (the MacArthur School Property), to the City of Binghamton for the purposes of constructing a new elementary school; and

WHEREAS, pursuant to the Laws of the State of New York – effective July 1, 1951, the City School District became a separate and distinct entity from the City of Binghamton and consequently by operation of law the City School District of the City of Binghamton became the owner of such real property dedicated to school purposes; and

WHEREAS, the City School District of the City of Binghamton is in the process of redeveloping the MacArthur School Property for elementary school purposes and has requested the City of Binghamton to transfer any remaining right, title, or interest it may have in the MacArthur School Property to accommodate such redevelopment; and

WHEREAS, the Board of Estimate and Apportionment approved and recommended transferring the MacArthur School Property to the City School District of the City of Binghamton on February 20, 2013; and

WHEREAS, the Council of the City of Binghamton has determined transferring the MacArthur School Property to the City School District of the City of Binghamton by Quitclaim Deed is in the best interest of the City.

NOW, THEREFORE, the Council of the City of Binghamton, duly convened in regular session, does hereby ordain as follows:

Section 1. The Mayor of the City of Binghamton is hereby authorized to execute all necessary and appropriate documentation, approved as to form and content by the Office of Corporation Counsel, to transfer 1131 Vestal Avenue, Binghamton, New York, Tax Parcel No. 160.71-1-1 (the MacArthur School Property), by Quitclaim Deed to the City School District of the City of Binghamton.



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Section 2. That the conveyance is subject to the any municipal, public, or private easements in existence or of record and the City of Binghamton reserves unto itself all ownership, right, title, and interest to the adjoining streets and rights-of-way.

Section 3. That this Ordinance shall take effect immediately.

I hereby certify the above to be a true copy  
of the legislation adopted by the Council  
of the City of Binghamton at a meeting  
held on 2/20/13. Approved by the  
Mayor on 2/22/13.

*Douglas Holmes*

Introductory No. 013-17

Permanent No. 013-17

Sponsored by City Council Members:  
Mihalko, Motsavage, Matzo, Rennia, Papastrat, Berg  
Webb

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The within Ordinance was adopted by the Council of  
the City of Binghamton.

February 20, 2013  
Date

*Odyssey Holmes*  
City Clerk

February 21, 2013  
Date Presented to Mayor

2/22/13  
Date Approved  
*Matthew J. Ry*  
Mayor

	Ayes	Nays	Abstain	Absent
Motsavage	✓			
Mihalko	✓			
Rennia	✓			
Webb	✓			
Papastrat	✓			
Matzo	✓			
Berg	✓			
Total	7	0	0	0

☐ Code of the City of Binghamton

☒ Adopted ☐ Defeated

7 Ayes 0 Nays 0 Abstain 0 Absent